

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

RAUL ALBERTO PEREZ-REYES, }  
Plaintiff, }  
v. } Civil Action No. 07-340 Erie  
JEFFREY BEARD, et al., }  
Defendants. }

**O R D E R**

Plaintiff's civil rights complaint was received by the Clerk of Court on December 10, 2007 and was referred to Chief United States Magistrate Judge Susan Paradise Baxter for report and recommendation in accordance with the Magistrates Act, 28 U.S.C. § 636(b)(1), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrates.

The Chief Magistrate Judge's report and recommendation, filed on August 25, 2008 [94], recommends that the Plaintiff's Sixth Motion for "Emergency Injunction" [84] be denied. The parties were allowed ten (10) days from the date of service to file objections. Plaintiff's objections [95] were filed on September 4, 2008.

After de novo review of the Complaint and the documents in the case, together with the Report and Recommendation and Plaintiff's objections thereto, the following order is entered:

AND NOW, this 8<sup>th</sup> day of October, 2008, IT IS HEREBY ORDERED that the Plaintiff's Sixth Motion for "Emergency Injunction" [84] be, and hereby is, DENIED.

The report and recommendation of Chief Magistrate Judge Baxter filed on August 25, 2008 [94] is adopted as the opinion of this Court.

s/ Sean J. McLaughlin

SEAN J. McLAUGHLIN  
United States District Judge

cm: all parties of record.  
Chief U.S. Magistrate Judge Susan Paradise Baxter